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9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA
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12 MONTENEQUE NAKIA KNOX,) 3:09-cv-00559-HDM-RAM
13 Plaintiff,)
14 vs.) ORDER
15 TANIA ARGUELLO, et al.,)
16 Defendants.)
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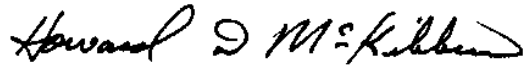
18 The plaintiff has appealed the magistrate judge's decision to
19 deny his motion for appointment of counsel and request for
20 evidentiary hearing (#20).¹ Plaintiff's motion does not set forth
21 any compelling basis for the appointment of counsel and does not
22 explain the reason he requests an evidentiary hearing. The court
23 finds that plaintiff is able to present his claims and that this is
24 not one of those extraordinary cases in which appointment of
25 counsel is justified. Accordingly, the court affirms the
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27 ¹ Although the motion is entitled "motion for leave to proceed in forma
28 pauperis," plaintiff has already been granted such. (See Docket #9).
Accordingly, to the extent plaintiff is moving to proceed in forma pauperis
in this motion, the motion is denied as moot.

1 magistrate judge's decision to deny plaintiff's motion for
2 appointment of counsel and request for evidentiary hearing, and the
3 plaintiff's motion appealing such is **DENIED**.

4 **IT IS SO ORDERED.**

5 DATED: This 18th day of October, 2010.

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8 UNITED STATES DISTRICT JUDGE
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